

# CITY COUNCIL REPORT



Meeting Date: February 25, 2014

Charter Provision: *Provide for the orderly government and administration of the affairs of the City*

Objective: *Appoint Officials and Enact Local Legislation*

## ACTION

### **Presiding City Judge Employment Agreement:**

Adopt Resolution No. 9655 authorizing the Mayor to execute Employment Agreement No. 2014-025-COS with Judge Olcavage, who was reappointed Presiding City Judge for a four-year term effective March 9, 2014.

## BACKGROUND

Section 9-2(a) of the Scottsdale Revised Code requires the City Council to appoint a Presiding City Judge. Section 9-6 further provides that the salary of the city judge shall be determined by City Council, and that the City Judge shall be entitled to the same fringe benefits as provided for in the management pay plan of the City.

On January 27, 2014, the Council reappointed Presiding City Judge Olcavage with a base salary of \$160,000 annually, with subsequent salary adjustments at the beginning of each fiscal year in the amount recommended for the general employees, and directed staff to prepare a resolution and contract setting forth these terms before March 8, 2014. Staff has prepared Employment Agreement No. 2014-025-COS and Resolution No. 9655 for the Council's consideration and possible approval.

## OPTIONS & STAFF RECOMMENDATION

### **Recommended Approach**

Based on the employment terms provided by the City at the January 27, 2014, Council meeting, which have been accepted by Judge Olcavage, it is recommended that City Council adopt Resolution No. 9655 authorizing the Mayor to execute employment agreement, Contract No. 2014-025-COS.

## RESPONSIBLE DEPARTMENT(S)

Human Resources

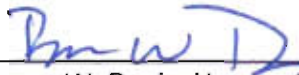
**STAFF CONTACTS (S)**

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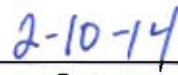
Bruce W. Davis, Human Resources Executive Director, [bdavis@scottsdaleaz.gov](mailto:bdavis@scottsdaleaz.gov), 480-312-2615

**APPROVED BY**

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Bruce W. Davis, Human Resources Executive Director



Date

**ATTACHMENTS**

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1. Resolution No. 9655
2. Contract No. 2014-025-COS

RESOLUTION NO. 9655

A RESOLUTION OF THE CITY OF SCOTTSDALE APPROVING THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SCOTTSDALE AND JOSEPH L. OLCAVAGE, CONTRACT NO. 2014-025-COS, FOR THE POSITION OF CITY JUDGE AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY.

BE IT RESOLVED by the City Council of the City of Scottsdale as follows:

1. Joseph L. Olcavage was reappointed City Judge for a four year term beginning March 9, 2014 and ending on March 8, 2018.
2. The Employment Agreement between the City of Scottsdale and Joseph L. Olcavage, Contract No. 2014-025-COS, for the position of City Judge, is hereby approved.
3. The Mayor is hereby authorized and directed to execute said agreement on behalf of the City.

PASSED AND ADOPTED by the City Council of the City of Scottsdale this 25th day of February, 2014

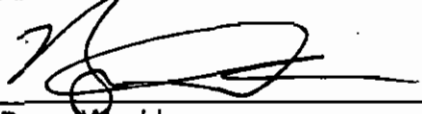
CITY OF SCOTTSDALE, an  
Arizona municipal corporation

ATTEST:

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W. J. "Jim" Lane  
Mayor

\_\_\_\_\_  
Carolyn Jagger  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Bruce Washburn  
City Attorney

# City of Scottsdale

## City Judge – Employment Agreement

This agreement ("Agreement") is made and entered into this 25th day of February, 2014 by and between Joseph L. Olcavage ("Judge Olcavage") and the City of Scottsdale, an Arizona municipal corporation ("City"), referred to collectively herein as "Parties."

### Recitals

A. Judge Olcavage was reappointed the presiding City Judge of the City of Scottsdale by the City Council on January 27, 2014 effective March 9, 2014.

B. Judge Olcavage will serve a four-year term beginning March 9, 2014 and ending March 8, 2018. He may be removed by the City Council for cause during that term.

NOW, THEREFORE, for and in consideration of the foregoing, the mutual covenants and promises contained below, and for other good and valuable consideration, the Parties agree as follows:

1.0 The foregoing recitals are incorporated into this Agreement and made a part of it by this reference.

2.0 During the term of this Agreement Judge Olcavage will have the powers and will perform the duties of the presiding City Judge as set forth in the City's Charter and the City's Code and ordinances, and will perform other legally permissible and proper duties and functions.

3.0 The term of this Agreement shall be for four years beginning March 9, 2014 and ending March 8, 2018, unless Judge Olcavage is earlier removed from the position of the City Judge for cause by the City Council.

4.0 Judge Olcavage is an unclassified, exempt from overtime employee.

5.0 Judge Olcavage will be compensated for his services as the presiding City Judge, during the term of this agreement, as follows:

a. Annual base salary of \$160,000, plus salary increases to take effect at the beginning of each fiscal year in the same percentage as that budgeted and approved by the City Council for general City employees.

b. Paid life insurance coverage equal to one times (1X) annual salary.

c. All standard employee benefits for which other employees are eligible.

6.0 As a condition of his employment as City Judge, Judge Olcavage agrees to continue to reside in the City during his tenure as City Judge.

7.0 The effective date of this contract shall be March 9, 2014.

8.0. This Agreement sets forth and establishes the entire understanding between the City and Judge Olcavage relating to the employment of Judge Olcavage by the City. Any prior discussions or representations by or between the parties are merged into and rendered null and void by this Agreement.

Dated this 25th day of February, 2014.

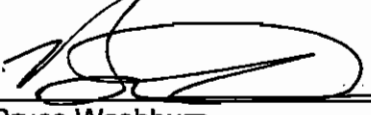
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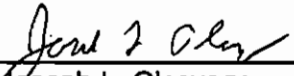
ATTEST:

\_\_\_\_\_  
W. J. "Jim" Lane  
Mayor

\_\_\_\_\_  
Carolyn Jagger  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Bruce Washburn  
City Attorney

  
\_\_\_\_\_  
Joseph L. Olcavage